

**UNITED STATES DISTRICT COURT  
IN THE DISTRICT OF MASSACHUSETTS**

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**ENCOMPASS INSURANCE COMPANY OF  
MASSACHUSETTS,**

**Plaintiff**

**Case No.: 05-11693 (RCL)**

**v.**

**JOSEPH D. GIAMPA, FREDERICK T.  
GIAMPA, ADVANCED SPINE CENTERS, INC.,  
d/b/a FIRST SPINE REHAB, FUTURE  
MANAGEMENT CORPORATION, FUTURE  
MANAGEMENT BUSINESS TRUST,  
EDWARD KENNEDY, BRIAN J. CULLINEY,  
D.C., and JENNIFER McCONNELL, D.C.,**

**Defendants.**

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**STIPULATION**

The parties stipulate and agree to the following briefing schedule regarding defendants' motions to dismiss:

1. Defendants, Brian J. Culliney and Jennifer McConnell, D.C., have until November 1, 2005, to file their motion to dismiss Encompass's Amended Complaint;
2. Encompass Insurance Company shall have until November 21, 2005, to file a single opposition and memorandum of reasons in support of opposition to the Joint Motion to Dismiss filed by defendants Joseph D. Giampa, Frederick T. Giampa, Advanced Spine Centers, Inc. d/b/a First Spine Rehab, Future Management Corporation, and Edward Kennedy on October 18, 2005, and the Motion to Dismiss to be filed by

defendants, Brain J. Culliney and Jennifer McConnell on or before November 1, 2005.<sup>1</sup>

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

All counsel certify pursuant to Local Rule 7.1 (A)(2) that all parties have conferred in good faith and assent to the preceding schedule.

Respectfully Submitted  
*Encompass Insurance Company,*  
By its Attorneys,

/s/ Nathan A. Tilden

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Nathan A. Tilden, BBO No.: 647076  
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Respectfully Submitted  
*Joseph D. Giampa, Frederick, T. Giampa.*  
*Advanced Spine Centers, Inc. d/b/a First Spine*  
*Rehab, Future Management Corp.,*  
By their Attorneys,

/s/ Matthew J. Conroy

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Matthew J. Conroy, BBO No.: 566928  
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Respectfully Submitted  
*Brian J. Culliney and*  
*Jennifer McConnell, D.C.,*  
By their Attorneys,

/s/ Thomas M. Ciampa

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Respectfully Submitted  
*Edward Kennedy*  
By his Attorney,

/s/ Jeffrey J. Phillips

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Dated: October 20, 2005

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<sup>1</sup> The plaintiff has simultaneously filed an Assented to Motion for Leave to File Single Opposition and Memorandum of Reasons in Support of Opposition in Excess of twenty (20) Pages.